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9 UNITED STATES DISTRICT COURT  
10 WESTERN DISTRICT OF WASHINGTON  
11 AT TACOMA

12 DOUGLS B CHASE,

13 Petitioner,

14 v.

15 RON VAN BOENING,

16 Respondent.  
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No. 08-5519RJB/JRC

ORDER TO PROVIDE ADDITIONAL  
PORTIONS OF THE STATE RECORD

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19 The petitioner in this action is seeking federal habeas corpus relief pursuant to 28 U.S.C.  
20 § 2254. This case has been referred to the undersigned Magistrate Judge pursuant to Title 28  
21 U.S.C. §§ 636 (b) (1) (A) and 636 (b) (1) (B) and Local Magistrate Judges' Rules MJR 3 and  
22 MJR 4.

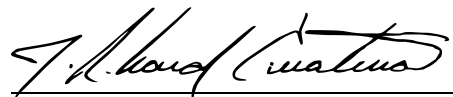
23 Respondent has provided a copy of the trial transcript as part of the answer to this  
24 petition. However, one of the grounds for relief involves an incident that was recorded in the  
25 clerk's papers, not the trial transcript.  
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1 The court asks respondent to provide a copy of the Clerk's papers, in particular the  
2 portion dealing with the trial court addressing the jury finding a match book cover in one of the  
3 exhibits, pages up to and including page 36.

4 Respondent should submit the additional portion of the record, and re-note the matter on  
5 the court's calendar for the Friday immediately after submission of the additional record.  
6 Respondent will be given until May 1, 2009, to submit the additional record.

7 The Clerk's office is directed to send petitioner a copy of this order and remove the  
8 March 20, 2007, date for consideration from the court's calendar.  
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11 DATED this 3<sup>rd</sup> day of April, 2009.  
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16 J. Richard Creatura  
17 United States Magistrate Judge  
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